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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: November 9, 2006 Name: John G. Rauch, Reg. No. 37,218 Signature:

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GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Razvan Rentea, et al.

Appln. No.: 10/734,066

Filed: December 11, 2003

For: BIOFEEDBACK DEVICE DISPLAYING
RESULTS ON A CELLULAR PHONE
DISPLAY

Examiner: Astorino, Michael C.

Art Unit: 3736

Attorney Docket No: 13119/11

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response to Notice of Non-Compliant Amendment; postcard
☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

| | | | | | Small Entity | | | Not a Small Entity | |
|---|-------------------------------------|-------|------------------------------------|------------------|--------------|-----------|----|--------------------|-----------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | or | Rate | Add'l Fee |
| Total | | Minus | | | x \$25= | | | x \$50= | |
| Indep. | | Minus | | | x 100= | | | x \$200= | |
| First Presentation of Multiple Dep. Claim | | | | | +\$180= | | | +\$360= | |
| | | | | | Total | \$ | | Total | \$ |

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Date

11/9/2006

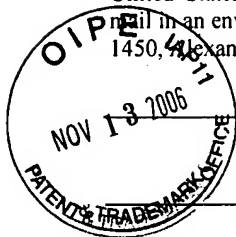
John G. Rauch (Reg. No. 37,218)

BRINKS HOFFER GILSON & LIONE

NBC Tower – Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599

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November 9, 2006

Date of Deposit

John G. Rauch, Reg. No. 37,218

Name of applicant, assignee or
Registered Representative

Signature

11/9/2006

Date of Signature

PATENT
Case No. 13119/11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Razvan Rentea, et al.

Serial No.: 10/734,066

Filed: December 11, 2003

For: Biofeedback Device Displaying Results
on a Cellular Phone Display

Examiner: Astorino, Michael C.

Group Art Unit: 3736

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Complaint Amendment dated October 18, 2006, Applicants are resubmitting the amendment filed on August 23, 2006 with the amendments to the claims beginning on a new page. No other changes were made to the August 23, 2006 amendment.

Application no. 10/734,066

Response dated: November 9, 2006

Reply to Notice of Non-Compliant Amendment dated: October 18, 2006

Please amend the application as follows:

A brief **Interview Summary** begins on page 3.

Amendments to the Claims are reflected in the listing of the claims which begins on page 4.

Remarks begin on page 8.

Interview Summary

Applicants would like to thank the Examiner for discussing Applicants' proposed claim amendments in response to the Office Action dated March 24, 2006. As a result of the discussion, Applicants better understand the Examiner's rejections and in light of the Examiner's comments, Applicants propose the below listed claim amendments and supporting remarks. Applicants believe the amendments more clearly point out the subject matter of Applicants' invention and better distinguish Applicants' invention from the prior art. Applicants respectfully request allowance of the claims.